

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 RICHARD GOSZTYLA,

12 Plaintiff,

13 v.

14 AULD, et al.,

15 Defendant.

16 Case No. 2:22-cv-01276 EFB

17 **[PROPOSED] ORDER GRANTING
DEFENDANTS' EX PARTE
APPLICATION FOR AN EXTENSION
OF TIME TO FILE A RESPONSIVE
PLEADING AND DISPOSITIVE
MOTION**

18 Plaintiff Richard Gosztyla ("Plaintiff") is a state inmate proceeding *pro se* in this civil
19 rights action pursuant to 42 U.S.C. § 1983. Before the Court is the *ex parte* application of
20 Defendants N. Hla, M.D., G. Malet, D.O. and P. Auld, R.N. ("Defendants") for an extension of
21 time to respond to Plaintiff's Second Amended Complaint ("SAC") and to extend the period of
22 time to file a motion for summary judgment or other dispositive motion.

23 Defendants seek to extend the deadline for their responsive pleading by thirty (30) days,
24 from August 9, 2024, to September 9, 2024. Defendants also seek to extend the deadline to file a
25 dispositive motion by one hundred twenty (120) days from August 2, 2024, to December 2, 2024.
26 Defendants' counsel was recently assigned to the case and needs additional time to investigate
27 this case and familiarize himself with the relevant case materials in order to prepare a responsive
28 pleading and dispositive motion.

1 Having considered the application, the Court finds good cause for the requested
2 extensions and will grant Defendants' request.

3 Accordingly, **IT IS HEREBY ORDERED THAT:**

4 1. Defendants' *ex parte* application for an extension of time to respond to Plaintiff's
5 SAC and file a dispositive motion is **GRANTED**;

6 2. The period of time for Defendants to file a responsive pleading to Plaintiff's SAC is
7 extended by thirty (30) days, up to and including September 9, 2024; and

8 3. The period of time for Defendants to file a dispositive motion is extended by one
9 hundred twenty (120) days, up to and including December 2, 2024.

10 **IT IS SO ORDERED.**

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12 Dated: August 5, 2024


13 EDMUND F. BRENNAN
14 UNITED STATES MAGISTRATE JUDGE

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